

1 BARRY J. PORTMAN
Federal Public Defender
2 JOHN PAUL REICHMUTH
Assistant Federal Public Defender
3 555 - 12th Street
Suite 650
4 Oakland, CA 94607-3627
Telephone: (510) 637-3500
5
Counsel for Defendant JOHNSON
6
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-07-00488 CW
)	
12 Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER CONTINUING STATUS
13 vs.)	HEARING
)	
14 ANDRE MATTHEWS, et al.)	Hearing Dates: March 12 & 19, 2008
)	Requested Date: April 9, 2008
15 Defendant.)	
)	

16
17 It is hereby stipulated that the STATUS/CHANGE OF PLEA hearing date of March 12,
18 2008 and the MOTIONS hearing date of March 19, 2008 be continued to April 9, 2008 at 2:00
19 p.m. for CHANGES OF PLEA OR MOTIONS. In addition, the parties stipulate and agree that
20 time should be excluded between March 12, 2008 and April 9, 2008 due to the ongoing
21 investigation by defense counsel. Two new discs of electronic discovery have been produced by
22 the government within the week of March 3, 2008, and defense counsel need time to review this
23 material. Approximately 4000 pages of discovery have been previously been produced to
24 defense counsel in electronic form. This electronic discovery has been converted to OCR
25 searchable form by defense counsel and distributed to all defense counsel.
26

1 The parties agree that the ends of justice served by the continuance requested herein
 2 outweigh the best interest of the public and the defendants in a speedy trial because the failure to
 3 grant the continuance would deny the counsel for the defendant the reasonable time necessary for
 4 effective preparation, taking into account the exercise of due diligence. Time should therefore be
 5 excluded pursuant to 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv).

6
 7 03-07-08 _____ /s/
 8 Date John Paul Reichmuth
 9 Assistant Federal Public Defenders
 10 Counsel for defendant Johnson

11 03-07-08 _____ /s/
 12 Date Richard Tamor
 13 Counsel for defendant Bacon

14 03-07-08 _____ /s/
 15 Date Garrick Lew
 16 Counsel for defendant Alexander

17 03-07-08 _____ /s/
 18 Date Gail Shifman
 19 Counsel for defendant Kautzman

20 03-07-08 _____ /s/
 21 Date John Hemann
 22 Counsel for defendant Matthews

23 03-07-08 _____ /s/
 24 Date Laura Robinson
 25 Counsel for defendant Enriquez

26 03-07-08 _____ /s/
 Date Mark Goldrosen
 Counsel for defendant Reyes

03-07-08 _____ /s/
 Date Seth Chazin
 Counsel for defendant Williams

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

03-07-08
Date

/s/
Ismail Ramsey
Counsel for defendant Arnold

03-07-08
Date

/s/
Diana Weiss
Counsel for defendant Green

03-07-08
Date

/s/
Keslie Stewart
Assistant United States Attorney

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this efiled document.

/S/ John Paul Reichmuth
Counsel for Defendant Alicia Johnson

ORDER

Based on the reasons provided in the stipulation of the parties above, the Court hereby finds that the ends of justice served by the continuance requested herein outweigh the best interest of the public and the defendant in a speedy trial because the failure to grant the continuance would deny the counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court makes this finding because the parties continue to investigate the new discovery, which is voluminous.

Based on these findings, IT IS HEREBY ORDERED THAT the STATUS/CHANGE OF PLEA hearing date of March 12, 2008 and the MOTIONS hearing date of March 19, 2008 be continued to April 9, 2008 at 2:00 p.m. for CHANGES OF PLEA OR MOTIONS and that time be excluded from November 28, 2007 to January 9, 2008 pursuant to 18 U.S.C. §§3161 (h)(8)(A) and (B)(iv).

IT IS SO ORDERED.

Date

Hon. Claudia Wilken
United States District Judge